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6 SHAWN D. PAGE & KRISTIN E. PAGE

7
8 UNITED STATES DISTRICT COURT
9
NORTHERN DISTRICT OF CALIFORNIA
10

11 SHAWN D. PAGE & KRISTIN E.) Case No. CV-12-4029-EDL
12 PAGE,)
13 Plaintiffs,) **DECLARATION OF KRISTIN E. PAGE**
14) **IN SUPPORT OF DEFAULT JUDGMENT**
15)
v.) DATE: 1/22/13
16) TIME: 9:00 AM
PERFORMANCE DEBT RESOLUTION;) CRTRM: E, 15th Floor
17 LAW OFFICES OF HERBERT DAVIS;) 450 Golden Gate Avenue
HERBERT DAVIS, ESQ., and DOES 1) San Francisco, CA 94102
through 20, inclusive,)
18 Defendants.)
19)
20)

21 I, KRISTIN E. PAGE, declare under penalty of perjury as
22 follows:

23 1. I have personal knowledge of the foregoing and if
24 called to testify, I could competently testify to the same.
25

1 2. Back in 2011, my husband and I owed a significant
2 amount to creditors and we were looking for a way to resolve our
3 debt problems and stop the creditor harassment. I was reading
4 on the internet and came across the website of Performance Debt
5 Resolution. The website represented that they would become our
6 partners in our financial freedom and that their program would
7 put us on a path to future financial freedom.

8 3. We later discovered that Performance Debt Resolution
9 was owned by Defendants Herbert Davis and the Law Offices of
10 Herbert Davis. We signed up with his company and began making
11 monthly payments. We paid him \$5,400.00 in monthly payments.

12 4. After many months and many monthly payments we soon
13 discovered nothing was being done. We demanded the return of
14 our money, but only \$1,700.00 was returned, so he still has
15 \$3,700.00 of our money.

16 5. We had hoped that we would be well on our way to
17 rebuilding our credit, but instead we wasted our time and our
18 credit continued to suffer. We had hoped to avoid filing
19 bankruptcy, but ended up having no choice but to file. This
20 whole experience was very emotionally distressing causing me and
21 my husband to lose many hours of sleep and causing stress in our
22 household. I quantify the emotional distress we suffered at
23 \$5,000.00.

24 6. We have sued Defendants under both the Fair Debt
25 Collection Practices Act and the Rosenthal Act, and we request

1 statutory damages of \$1,000.00 under each act for a total of
2 \$2,000.00.

3 7. In addition we had to hire an attorney, so we request
4 that his fees be paid in the amount of \$3,780.00 plus costs of
5 \$589.55. A detailed billing statement from our attorney is
6 attached to the declaration of our attorney Delta Law Group.

7 8. In summary, we are requesting actual damages of
8 \$8,700.00 (unreturned fees of \$3,700.00 and emotional distress
9 damages of \$5,000.00); statutory damages of \$2,000.00; and
10 attorney fees of \$3,780.00 plus costs of \$589.55.

11 Executed on December 5, 2012, at Brentwood, California.

12 /s/ Kristin E. Page

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14 _____
KRISTIN E. PAGE